

FORM PCT 1390  
REV. 5/93

U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE

ATTORNEY'S DOCKET NO.

TRANSMITTAL LETTER TO THE UNITED STATES  
DESIGNATED/ELECTED OFFICE (DO/EO/US)  
CONCERNING A FILING UNDER 35 U.S.C. 371

BERNHARDT ET AL 2 PCT

U.S. APPLICATION NO. (if known, see 37 CFR 1.5)

10/512737

INTERNATIONAL APPLICATION NO.  
PCT/EP03/03973INTERNATIONAL FILING DATE  
APRIL 16, 2003PRIORITY DATE CLAIMED  
April 29, 2002

TITLE OF INVENTION

TRANSPORT SYSTEM IN BIOLOGICAL SYSTEMS

APPLICANT(S) FOR DO/EO/US

Jürgen BERNHARDT ET AL

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
2. ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
3. ☒ This is an express request to begin national examination procedures (35 U.S.C. 371 (f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. 371(b) and PCT Articles 22 and 39(l).
4. ☒ A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date.
5. ☒ A copy of the International Application as filed (35 U.S.C. 371(c)(2))
  - a. ☒ is transmitted herewith (required only if not transmitted by the International Bureau)
  - b. ☐ has been transmitted by the International Bureau.
  - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
6. ☐ A translation of the International Application into English (35 U.S.C. 371(c)(2)).
7. ☐ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3)).
  - a. ☐ are transmitted herewith (required only if not transmitted by the International Bureau).
  - b. ☐ have been transmitted by the International Bureau.
  - c. ☐ have not been made; however, the time limit for making such amendments has **NOT** expired.
  - d. ☐ have not been made and will not be made.
8. ☐ A translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
9. ☐ An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).
10. ☐ A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).

Items 11. to 16. below concern other document(s) or information included:

11. ☐ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
12. ☐ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
13. ☐ A **FIRST** preliminary amendment.  
☐ A **SECOND** or **SUBSEQUENT** preliminary amendment.
14. ☐ A substitute specification.
15. ☐ A change of power of attorney and/or address letter.
16. ☒ Other items or information:

2 sheets of Drawings Figs. 1 - 3

DT09 Rec'd PCT/PTO 27 OCT 2004

APPLICATION NO. (if known, see 37 CFR 1.51) <b>10/512737</b>				INTERNATIONAL APPLICATION NO. PCT/EP03/05973	ATTORNEY'S DOCKET NO. Bernhardt et Al 2 Pct
<input checked="" type="checkbox"/> The following fees are submitted: <b>Basic National Fee (37 CFR 1.492(a)(1)-(5)):</b> Search Report has been prepared by the EPO or JPO.....\$950.00 International preliminary examination fee paid to USPTO (37 CFR 1.482) .....\$750.00 Neither international preliminary examination fee paid (37 CFR 1.82) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO.....\$1,110.00 International preliminary examination fee paid to USPTO (37 CFR 1.482) and all claims satisfied provisions of PCT Article 33(2)-(4).....\$100 <b>ENTER APPROPRIATE BASIC FEE AMOUNT =</b>				CALCULATIONS	PTO USE ONLY
Surcharge of \$130.00 for furnishing the oath or declaration later than ____ 20 ____ 30 months from the earliest claimed priority date (37 CFR 1.492(e)).					
Claims	Number Filed	Number Extra	Rate		
Total Claims	? - 20 =	- 0 -	X \$18.00		
Independent Claims	? - 3 =	- 0 -	X \$88.00		
Multiple dependent claim(s) (if applicable)			+ \$300.00		
<b>TOTAL OF ABOVE CALCULATIONS =</b>				\$950.00	
Reduction by 1/2 for Small Entity status, if applicable.					
<b>SUBTOTAL =</b>				\$950.00	
Processing fee of \$130.00 for furnishing the English translation later than ____ 20 ____ 30 months from the earliest claimed priority date (37 CFR 1.492(f)). +					
<b>TOTAL NATIONAL FEE =</b>				\$950.00	
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property +				\$	
<b>TOTAL FEES ENCLOSED =</b>				\$950.00	
				Amount to be: refunded	\$
				charged	\$

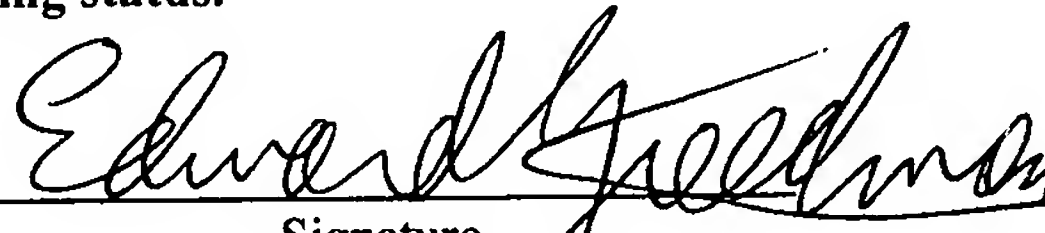
\_\_\_\_ Applicant claims Small Entity status.

- a. ☒ A check in the amount of \$ 950 to cover the above fees is enclosed.
- b. \_\_\_\_ Please charge my Deposit Account No. 03-2468 in the amount of \$ \_\_\_\_\_ to cover the above fees. A duplicate copy of this sheet is enclosed.
- c. ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment, to Deposit Account No. 03-2468. A duplicate copy of this sheet is enclosed.

**NOTE:** Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.

SEND ALL CORRESPONDENCE TO:  
COLLARD & ROE, P.C. (Customer No. 25889)  
1077 Northern Boulevard  
Roslyn, New York 11576-1696  
(516) 365-9802

Express Mail No. EV 493 841 987 US  
Date of Deposit: October 27, 2004

  
Signature

Edward R. Freedman, Reg. No. 26,048

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10, on the date indicated above, and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA. 22313-1450.

  
Maria Guastella

Rec'd PCT/PTO 16 JUN 2005

IN THE MATTER OF US-Patent Application

Serial number: 10/512,737

filed: 27 October 2004

based on PCT International Application No.  
PCT/EP 03/03973  
Int. filing date: 16 April 2003

DECLARATION

I, CAROLYN HOPWOOD....., certified translator, of PINOTAJOS 7.....  
URB. LOS PINOS 18690 ALMUNECA, GRANADA, SPAIN.....

do hereby declare that I am conversant with the English and German languages and am a competent translator thereof. I further declare that to the best of my knowledge and belief the following is a true and correct translation of the text of the description, claims and abstract of the above mentioned PCT application as originally filed (and of the amended pages).

Signed this 18th..... day of January. 2005.

.....C. Hopwood.....  
(Signature of Translator)